

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

CITY OF EL CENIZO, et al.,

Plaintiffs,

v.

STATE OF TEXAS, et al.,

Defendants.

No. 5:17-cv-404-OG

[Lead Case]

EL PASO COUNTY, et al.,

Plaintiffs,

v.

STATE OF TEXAS, et al.,

Defendants.

No. 5:17-cv-459-OG

[Consolidated Case]

CITY OF SAN ANTONIO, et al.,

Plaintiffs,

v.

STATE OF TEXAS, et al.,

Defendants.

No. 5:17-cv-489-OG

[Consolidated Case]

**DECLARATION OF STEVEN C.
MCCRAW**

My name is Steven C. McCraw and I am over the age of 18 and fully competent to make this declaration. If called to testify, I would declare the following:

1. I have served as the Director of the Texas Department of Public Safety since 2009.
2. My career in law enforcement has spanned 40 years.
3. I began my law enforcement career with the Department as a Highway Patrol Officer in Canyon in 1977.
4. I was promoted to Narcotics Investigator with the Department in 1980.
5. In 1983, I began a 21-year career with the Federal Bureau of Investigation. My assignments included Supervisory Special Agent, Organized Crime Unit Chief, Assistant Special Agent in Charge, Inspector-In-Charge of the South East Bomb Task Force, Special Agent in Charge, Director of the Foreign Terrorism Tracking Task Force and Assistant Director of the Office of Intelligence and Inspections.
6. In 2004, I retired from the FBI to become the Texas Homeland Security Director in the Office of the Governor, where I served until assuming the position as Director of the Department.
7. I earned my Bachelor of Science and Master of Arts Degrees from West Texas State University.
8. Article 2.131 of the Texas Code of Criminal Procedure prohibits peace officers, like those the Department employs, from engaging in racial profiling.
9. The Department has a zero-tolerance policy regarding racial profiling. The Department is committed to the prevention of racial profiling because it is illegal,

inconsistent with the principles of American policing, and is an indefensible public protection strategy the Department denounces. A true and correct copy of the policy regarding racial profiling is attached as **Exhibit 1**.

10. The Department has implemented proactive controls in support of its zero-tolerance regarding racial profiling. Troopers are required to record audio and video of each traffic stop. The Department preserves recordings for 90 days and preserves recordings of stops involving allegations of racial profiling indefinitely. Troopers must set the audio/video recording unit's operator selector switch to "automatic mode" so that as the patrol vehicle's emergency lighting equipment is activated, the audio/video recording unit will automatically activate to begin recording the entire contact or event. Patrol vehicle video recording units are set to capture at least two minutes prior to the activation of the video unit so that events occurring immediately prior to a public contact are recorded. DPS sergeants are required to conduct 20 hours of video observation review every six months for each trooper the sergeant supervises. DPS citations and warnings are printed with a toll free phone number to the DPS Office of Inspector General. The Inspector General is appointed by and reports directly to the Public Safety Commission and independently receives and investigates complaints, including complaints of racial profiling, brought against DPS commissioned officers.

11. The Department provides an annual public report regarding traffic stop data that demonstrates the Department's zero-tolerance policy on racial profiling. A true and correct copy of the latest Department report is attached as **Exhibit 2**

([https://www.dps.texas.gov/director_staff/public_information/2016 Traffic Stop Data Report.pdf](https://www.dps.texas.gov/director_staff/public_information/2016_Traffic_Stop_Data_Report.pdf)).

12. The Department has adopted a policy regarding interaction with federal immigration officers. The policy elaborates on the principles that Department commissioned officers are not primarily responsible for the enforcement of federal immigration law but that officers are to cooperate with federal immigration officers. Absent appropriate coordination with federal immigration authorities, Department officers shall not stop any person based solely on the person's suspected immigration status. A true and correct copy of the policy on interaction with federal immigration officers is attached as **Exhibit 3**.
13. Under this policy, Department officers will inquire about a person's immigration status of legally detained individuals when information discovered in the course of the officer's investigation of a possible violation of state law, including an inability to identify the individual subject to investigation, causes the officer to reasonably suspect that the person is not authorized to be present in the United States. DPS officers will immediately attempt to contact a federal immigration officer if during a lawful detention justified by a suspected violation of state law the officer discovers information causing a reasonable suspicion that a person is unlawfully present in the United States. Individuals presenting a valid Texas Driver License or DPS issued Identification Card will be assumed to have lawful presence in the United States.

14. DPS Officers may prolong a detention for reasons related to federal immigration law only (1) to investigate reasonable suspicion of additional state law violations developed during the detention, or (2) if there is a request or instruction from a federal immigration officer. Under no circumstances may an officer detain an individual in a manner or for a duration that is unreasonable under the totality of circumstances.
15. Under this policy, Department officers may not subject members of any particular group to inquiries regarding immigration status based on considerations of race, color, religion, language or national origin.
16. And the policy contains additional protections for crime victims and witnesses. In the course of investigating an alleged criminal offense a Department officer may inquire as to the nationality or immigration status of a victim or witness to the offense only if necessary to investigate the offense or to provide the victim or witness with information about federal visas designed to protect individuals providing assistance to law enforcement.
17. I have read Texas Senate Bill 4 (SB 4) from the 85th Legislature. By its terms, the portion of SB 4 adding Section 752.053 to the Government Code (regarding policies of noncooperation) does not apply to the Department because the Department is neither a “Local Entity” nor a “Campus Police Department.” Based on my extensive law enforcement experience, even if this portion of SB 4 would apply to the Department, it will not adversely affect the Department because we have no policies that run afoul of Section 752.053.

18. SB 4 also adds Article 2.251 to the Code of Criminal Procedure, requiring law enforcement agencies to comply with federal immigration detainers. Because the Department transfers custody of arrested persons to other jails or appropriate custodial facilities, this provision of SB 4 is not functionally relevant to the Department.
19. SB 4 also contains other provisions my office has already been complying with.
20. First, SB 4 provides that officers may not consider race, color, religion, language, or national origin while enforcing immigration laws except to the extent permitted by the United States and Texas constitutions.
21. Second, SB 4 expressly prohibits officers from inquiring into the immigration status of victims and witnesses to alleged crimes unless the inquiry is needed (1) to investigate the crime; (2) give the victim or witness information on federal visas designed to protect them as they cooperate with law enforcement; or (3) to inquire into a crime the officer has probable cause to believe the victim or witness committed. SB 4 goes on to allow departments to adopt community outreach policies that make the public aware of these provisions of the law.
22. The requirements in SB 4 do not hinder my ability to engage in policing that promotes public safety, builds public trust, and cooperates with federal immigration officers.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 20 day of June, 2017 in Travis County.

A handwritten signature in black ink, reading "Steven C. McCraw", written over a horizontal line.

Steven C. McCraw

Director

Texas Department of Public Safety

Exhibit 1

Department of Public Safety General Manual, Chapter 5

05.73.00 RACIAL PROFILING

Members of the Department shall not engage in racial profiling. Racial profiling is defined as "a law enforcement initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity." Racial profiling is illegal, inconsistent with the principles of American policing, and an indefensible public protection strategy.

Complaints on incidents of racial profiling shall be handled through policies and procedures as established in Chapter 7A of the General Manual. Racial profiling is a major infraction, and employees involved in such activity will be subject to disciplinary action.

The Department will submit an annual report of the traffic stops conducted by its officers to the Public Safety Commission no later than March 1st of each year. The report will include the race or ethnicity of the individual detained, and whether a search was conducted and, if so, whether the person detained consented to the search.

Exhibit 2

2016 TRAFFIC STOP DATA REPORT



TEXAS DEPARTMENT OF PUBLIC SAFETY



TEXAS DEPARTMENT OF PUBLIC SAFETY

STEVEN P. MACH, COMMISSION CHAIR

▲ MANNY FLORES, COMMISSIONER ▲ A. CYNTHIA LEON, COMMISSIONER ▲ RANDY WATSON, COMMISSIONER

STEVEN C. McCRAW, DIRECTOR ▲ DAVID G. BAKER AND ROBERT J. BODISH, SR., DEPUTY DIRECTORS



During the 77th Regular Session of the Texas Legislature, Senate Bill 1074 regarding "Racial Profiling" was enacted into statute. The statute requires Texas law enforcement agencies to collect and analyze certain traffic stop data and to annually submit a report to the governing body of the agency and the Texas Commission on Law Enforcement. The statute provides exemptions for collecting and reporting data for agencies using audio and video recording equipment in law enforcement vehicles regularly used to make motor vehicle traffic stops.

Every Department of Public Safety (DPS) law enforcement vehicle used regularly to make motor vehicle traffic stops is equipped with audio and video recording equipment.

In an effort to ensure transparency, the DPS annually submits this report. The report for 2016 includes the racial/ethnic demographic composition of the Texas population based on the official 2015 Population Estimate reported by the United States Census Bureau in June of 2016.

The DPS is committed to the prevention of racial profiling. Racial profiling is illegal, inconsistent with the principles of American policing, and is an indefensible public protection strategy denounced by the DPS.

The DPS has zero-tolerance regarding racial profiling, and troopers are held to the highest standard of conduct. DPS Troopers are required to record audio and video of each traffic stop for evidentiary purposes. Traffic stop videos are maintained for 90 days, and DPS supervisors are required to review a minimum of 40 hours of recorded traffic stop videos per year. In instances where allegations of racial profiling are made, traffic stop videos are maintained indefinitely.

All allegations of racial profiling are immediately and thoroughly investigated by the DPS Office of Inspector General (OIG). Anyone who believes they have been the victim of racial profiling or otherwise treated unprofessionally should immediately report it to the OIG. The DPS now includes information about how to contact the OIG on all citations, warnings and commercial vehicle inspection reports.



2016 Traffic Stop Data Report Statewide

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Texas Population
African	226,116	10.07%	11.77%
Asian	30,536	1.36%	4.64%
Caucasian	991,180	44.15%	43.04%
Hispanic	974,356	43.40%	38.84%
Middle Eastern	20,736	0.92%	0.00%
Native American	1,932	0.09%	0.33%
Other	0	0.00%	1.38%
TOTAL	2,244,856	100.00%	100.00%

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Texas Population
African	1,407	12.20%	11.77%
Asian	97	0.84%	4.64%
Caucasian	4,029	34.93%	43.04%
Hispanic	5,925	51.37%	38.84%
Middle Eastern	63	0.55%	0.00%
Native American	14	0.12%	0.33%
Other	0	0.00%	1.38%
TOTAL	11,535	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Texas Population
African	90,317	11.99%	11.77%
Asian	11,289	1.50%	4.64%
Caucasian	302,998	40.24%	43.04%
Hispanic	340,123	45.17%	38.84%
Middle Eastern	7,581	1.01%	0.00%
Native American	730	0.10%	0.33%
Other	0	0.00%	1.38%
TOTAL	753,038	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Texas Population
African	4,302	24.51%	11.77%
Asian	132	0.75%	4.64%
Caucasian	7,286	41.50%	43.04%
Hispanic	5,740	32.70%	38.84%
Middle Eastern	73	0.42%	0.00%
Native American	22	0.13%	0.33%
Other	0	0.00%	1.38%
TOTAL	17,555	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Texas Population
African	135,799	9.10%	11.77%
Asian	19,247	1.29%	4.64%
Caucasian	688,182	46.13%	43.04%
Hispanic	634,233	42.51%	38.84%
Middle Eastern	13,155	0.88%	0.00%
Native American	1,202	0.08%	0.33%
Other	0	0.00%	1.38%
TOTAL	1,491,818	100.000%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Texas Population
African	845	12.17%	11.77%
Asian	32	0.46%	4.64%
Caucasian	3,109	44.79%	43.04%
Hispanic	2,928	42.18%	38.84%
Middle Eastern	19	0.27%	0.00%
Native American	9	0.13%	0.33%
Other	0	0.00%	1.38%
TOTAL	6,942	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	58,106
No	2,186,750

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian includes Pacific Islander; African includes Black and African American.

Other includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

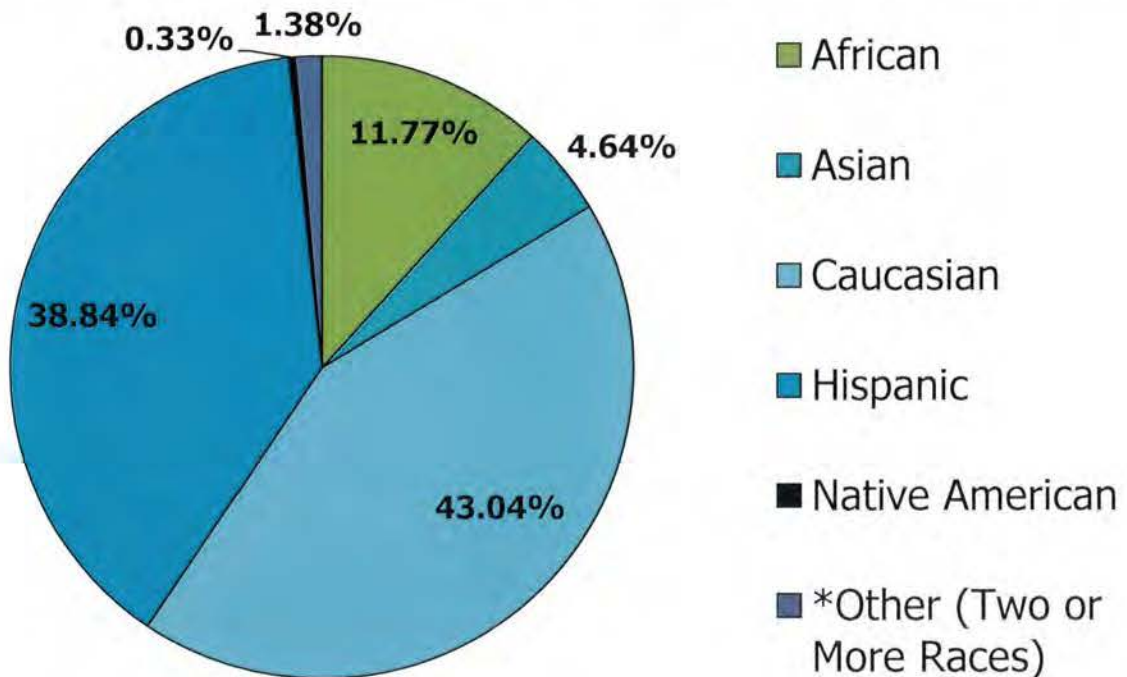


2016 Traffic Stop Data Report

Statewide

The following chart demonstrates the race/ethnicity population estimates for Texas as determined by the official 2015 Population Estimate published by the United States Census Bureau.

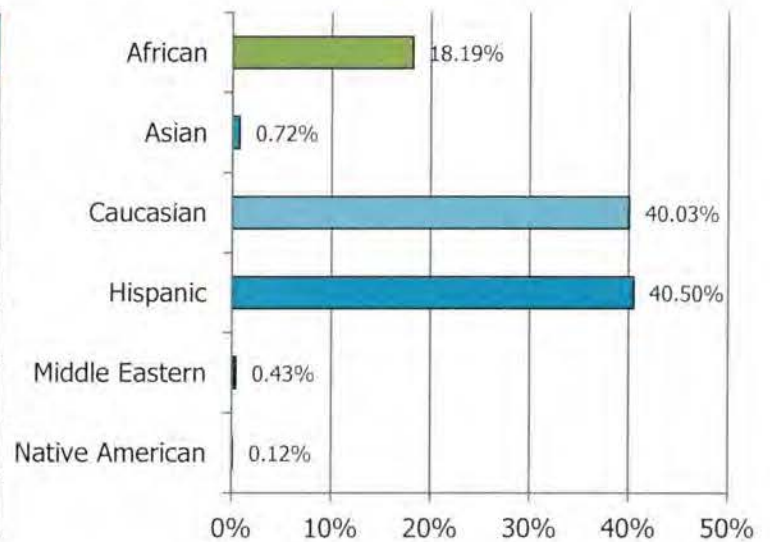
TEXAS – 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	3,232,751	11.77%
Asian	1,274,570	4.64%
Caucasian	11,821,951	43.04%
Hispanic	10,670,101	38.84%
Middle Eastern	--	--
Native American	90,469	0.33%
Other*	379,272	1.38%
Total	27,469,114	100.00%





2016 Traffic Stop Data Report Statewide

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	6,554	18.19%
Asian	261	0.72%
Caucasian	14,424	40.03%
Hispanic	14,593	40.50%
Middle Eastern	155	0.43%
Native American	45	0.12%
Total	36,032	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	2,977	549	3,526
Asian	116	17	133
Caucasian	6,775	1,105	7,880
Hispanic	4,485	1,058	5,543
Middle Eastern	54	15	69
Native American	22	7	29
TOTAL	14,429	2,751	17,180

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

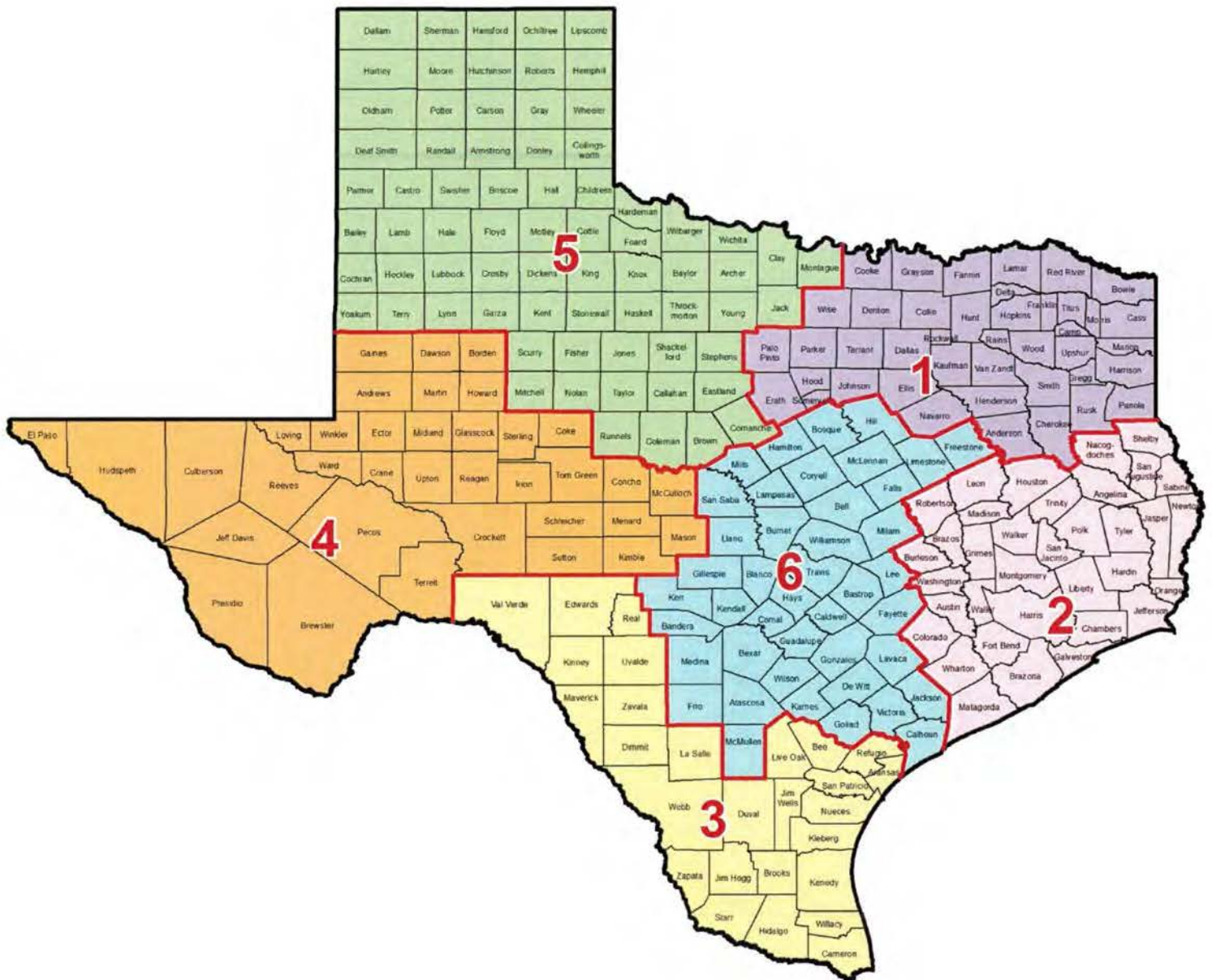
VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	5,311	1,218	25	6,554
Asian	184	75	2	261
Caucasian	11,953	2,405	66	14,424
Hispanic	12,360	1,262	971	14,593
Middle Eastern	96	48	11	155
Native American	16	27	2	45
TOTAL	29,920	5,035	1,077	36,032



2016 Traffic Stop Data Report

Regional Boundaries

- 1 – Dallas Region
- 2 – Houston Region
- 3 – McAllen Region
- 4 – El Paso Region
- 5 – Lubbock Region
- 6 – San Antonio Region





2016 Traffic Stop Data Report

Region 1 – Dallas

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 1 Population
African	69,149	14.50%	14.91%
Asian	6,252	1.31%	5.53%
Caucasian	305,357	64.01%	51.29%
Hispanic	91,291	19.14%	26.21%
Middle Eastern	4,648	0.97%	--
Native American	326	0.07%	0.42%
Other	0	0.00%	1.64%
TOTAL	477,023	100.00%	100.00%

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 1 Population
African	335	15.88%	14.91%
Asian	20	0.95%	5.53%
Caucasian	1,201	56.92%	51.29%
Hispanic	541	25.64%	26.21%
Middle Eastern	13	0.62%	--
Native American	0	0.00%	0.42%
Other	0	0.00%	1.64%
TOTAL	2,110	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 1 Population
African	27,852	17.22%	14.91%
Asian	2,476	1.53%	5.53%
Caucasian	93,565	57.85%	51.29%
Hispanic	36,057	22.29%	26.21%
Middle Eastern	1,644	1.02%	--
Native American	136	0.08%	0.42%
Other	0	0.00%	1.64%
TOTAL	161,730	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 1 Population
African	1,344	31.83%	14.91%
Asian	25	0.59%	5.53%
Caucasian	2,088	49.44%	51.29%
Hispanic	749	17.74%	26.21%
Middle Eastern	13	0.31%	--
Native American	4	0.09%	0.42%
Other	0	0.00%	1.64%
TOTAL	4,223	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 1 Population
African	41,297	13.10%	14.91%
Asian	3,776	1.20%	5.53%
Caucasian	211,792	67.17%	51.29%
Hispanic	55,234	17.52%	26.21%
Middle Eastern	3,004	0.95%	--
Native American	190	0.06%	0.42%
Other	0	0.00%	1.64%
TOTAL	315,293	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 1 Population
African	305	18.42%	14.91%
Asian	15	0.91%	5.53%
Caucasian	984	59.42%	51.29%
Hispanic	346	20.89%	26.21%
Middle Eastern	4	0.24%	--
Native American	2	0.12%	0.42%
Other	0	0.00%	1.64%
TOTAL	1,656	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	4,592
No	472,431

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian includes Pacific Islander; African includes Black and African American.

Other includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

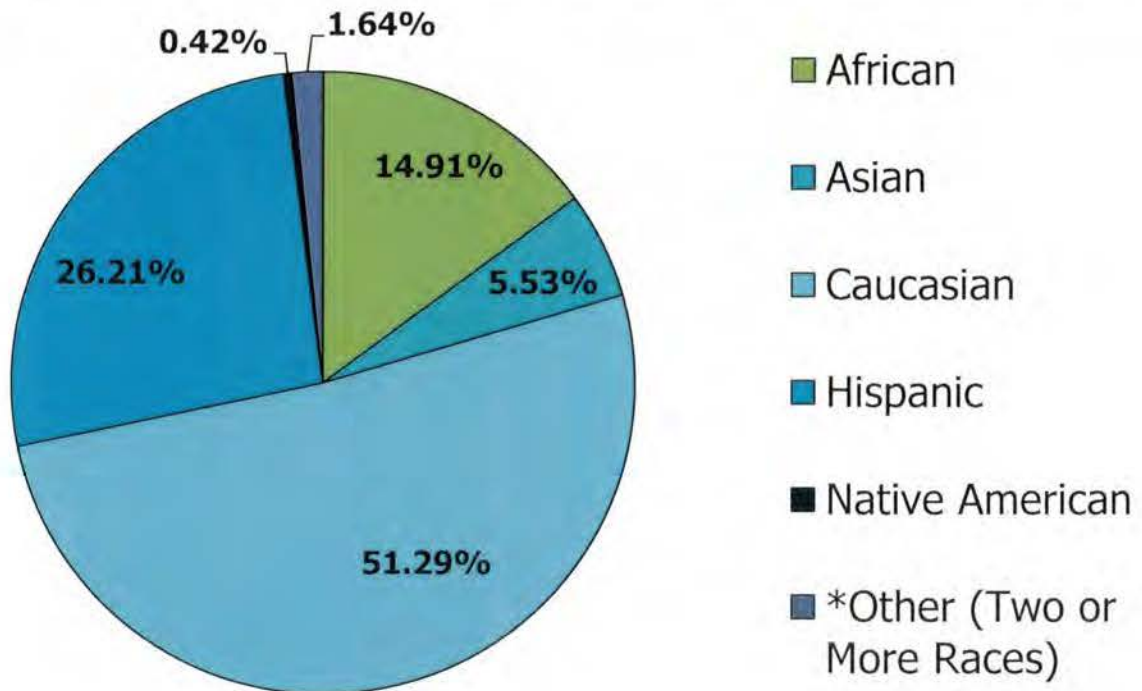


2016 Traffic Stop Data Report

Region 1 – Dallas

The following chart demonstrates the race/ethnicity population estimates for Region 1 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 1 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	1,275,333	14.91%
Asian	473,006	5.53%
Caucasian	4,386,152	51.29%
Hispanic	2,241,598	26.21%
Middle Eastern	--	--
Native American	35,802	0.42%
Other*	140,263	1.64%
TOTAL	8,552,154	100.00%

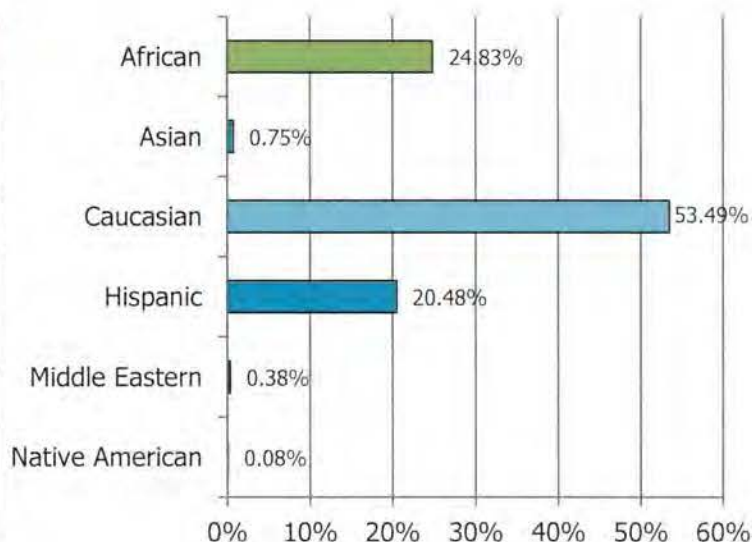




2016 Traffic Stop Data Report

Region 1 – Dallas

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	1,984	24.83%
Asian	60	0.75%
Caucasian	4,273	53.49%
Hispanic	1,636	20.48%
Middle Eastern	30	0.38%
Native American	6	0.08%
Total	7,989	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	870	170	1,040
Asian	21	7	28
Caucasian	1,918	335	2,253
Hispanic	505	101	606
Middle Eastern	5	4	9
Native American	3	1	4
TOTAL	3,322	618	3,940

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	1,601	376	7	1,984
Asian	44	16	0	60
Caucasian	3,646	614	13	4,273
Hispanic	1,377	135	124	1,636
Middle Eastern	17	11	2	30
Native American	4	2	0	6
TOTAL	6,689	1,154	146	7,989



2016 Traffic Stop Data Report

Region 2 – Houston

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 2 Population
African	82,491	19.11%	16.93%
Asian	9,154	2.12%	6.76%
Caucasian	220,081	50.97%	41.05%
Hispanic	112,993	26.17%	33.65%
Middle Eastern	6,679	1.55%	--
Native American	358	0.08%	0.26%
Other	0	0.00%	1.34%
TOTAL	431,756	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 2 Population
African	34,127	20.13%	16.93%
Asian	3,436	2.03%	6.76%
Caucasian	74,990	44.23%	41.05%
Hispanic	54,147	31.94%	33.65%
Middle Eastern	2,704	1.59%	--
Native American	135	0.08%	0.26%
Other	0	0.00%	1.34%
TOTAL	169,539	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 2 Population
African	48,364	18.44%	16.93%
Asian	5,718	2.18%	6.76%
Caucasian	145,091	55.33%	41.05%
Hispanic	58,846	22.44%	33.65%
Middle Eastern	3,975	1.52%	--
Native American	223	0.09%	0.26%
Other	0	0.00%	1.34%
TOTAL	262,217	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	1,282
No	430,474

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 2 Population
African	398	22.46%	16.93%
Asian	15	0.85%	6.76%
Caucasian	867	48.93%	41.05%
Hispanic	477	26.92%	33.65%
Middle Eastern	13	0.73%	--
Native American	2	0.11%	0.26%
Other	0	0.00%	1.34%
TOTAL	1,772	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 2 Population
African	1,313	31.17%	16.93%
Asian	32	0.76%	6.76%
Caucasian	1,810	42.97%	41.05%
Hispanic	1,035	24.57%	33.65%
Middle Eastern	21	0.50%	--
Native American	1	0.02%	0.26%
Other	0	0.00%	1.34%
TOTAL	4,212	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 2 Population
African	279	18.53%	16.93%
Asian	6	0.40%	6.76%
Caucasian	759	50.40%	41.05%
Hispanic	456	30.28%	33.65%
Middle Eastern	6	0.40%	--
Native American	0	0.00%	0.26%
Other	0	0.00%	1.34%
TOTAL	1,506	100.00%	100.00%

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian Includes Pacific Islander; African Includes Black and African American.

Other Includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

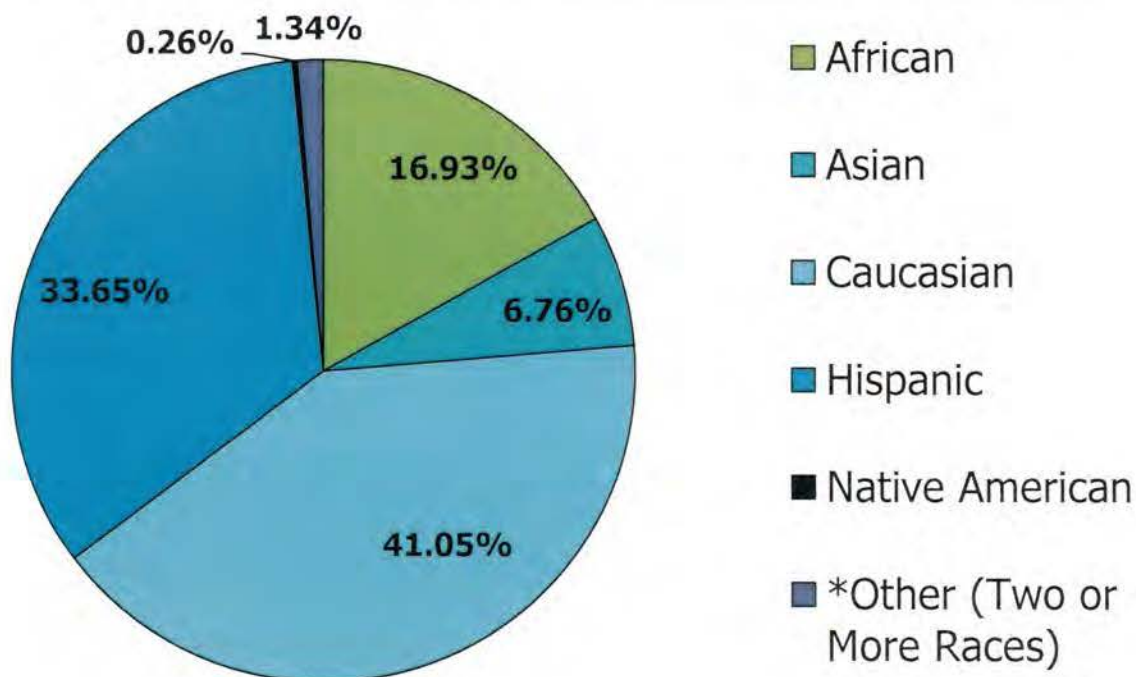


2016 Traffic Stop Data Report

Region 2 – Houston

The following chart demonstrates the race/ethnicity population estimates for Region 2 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 2 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	1,344,872	16.93%
Asian	537,294	6.76%
Caucasian	3,261,430	41.05%
Hispanic	2,673,590	33.65%
Middle Eastern	--	--
Native American	20,951	0.26%
Other*	106,225	1.34%
TOTAL	7,944,362	100.00%

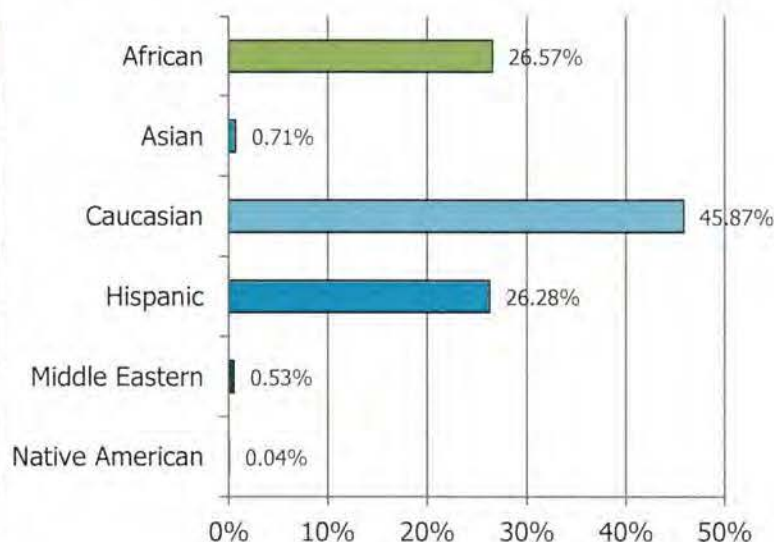




2016 Traffic Stop Data Report

Region 2 – Houston

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	1,990	26.57%
Asian	53	0.71%
Caucasian	3,436	45.87%
Hispanic	1,968	26.28%
Middle Eastern	40	0.53%
Native American	3	0.04%
Total	7,490	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	901	168	1,069
Asian	28	2	30
Caucasian	1,618	325	1,943
Hispanic	713	164	877
Middle Eastern	20	5	25
Native American	1	0	1
TOTAL	3,281	664	3,945

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	1,755	228	7	1,990
Asian	51	2	0	53
Caucasian	3,184	237	15	3,436
Hispanic	1,806	86	76	1,968
Middle Eastern	34	5	1	40
Native American	2	1	0	3
TOTAL	6,832	559	99	7,490



2016 Traffic Stop Data Report

Region 3 – McAllen

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 3 Population
African	8,004	1.81%	1.17%
Asian	1,617	0.36%	1.00%
Caucasian	52,950	11.95%	13.72%
Hispanic	378,601	85.42%	83.62%
Middle Eastern	1,781	0.40%	--
Native American	261	0.06%	0.16%
Other	0	0.00%	0.34%
TOTAL	443,214	100.00%	100.00%

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 3 Population
African	28	1.24%	1.17%
Asian	3	0.13%	1.00%
Caucasian	214	9.45%	13.72%
Hispanic	2,012	88.87%	83.62%
Middle Eastern	3	0.13%	--
Native American	4	0.18%	0.16%
Other	0	0.00%	0.34%
TOTAL	2,264	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 3 Population
African	2,428	1.82%	1.17%
Asian	478	0.36%	1.00%
Caucasian	13,819	10.34%	13.72%
Hispanic	116,273	87.03%	83.62%
Middle Eastern	501	0.37%	--
Native American	108	0.08%	0.16%
Other	0	0.00%	0.34%
TOTAL	133,607	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 3 Population
African	83	7.21%	1.17%
Asian	7	0.61%	1.00%
Caucasian	206	17.90%	13.72%
Hispanic	851	73.94%	83.62%
Middle Eastern	1	0.09%	--
Native American	3	0.26%	0.16%
Other	0	0.00%	0.34%
TOTAL	1,151	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 3 Population
African	5,576	1.80%	1.17%
Asian	1,139	0.37%	1.00%
Caucasian	39,131	12.64%	13.72%
Hispanic	262,328	84.73%	83.62%
Middle Eastern	1,280	0.41%	--
Native American	153	0.05%	0.16%
Other	0	0.00%	0.34%
TOTAL	309,607	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 3 Population
African	23	2.52%	1.17%
Asian	0	0.00%	1.00%
Caucasian	125	13.69%	13.72%
Hispanic	761	83.35%	83.62%
Middle Eastern	2	0.22%	--
Native American	2	0.22%	0.16%
Other	0	0.00%	0.34%
TOTAL	913	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	49,370
No	393,844

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian Includes Pacific Islander; African Includes Black and African American.

Other Includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

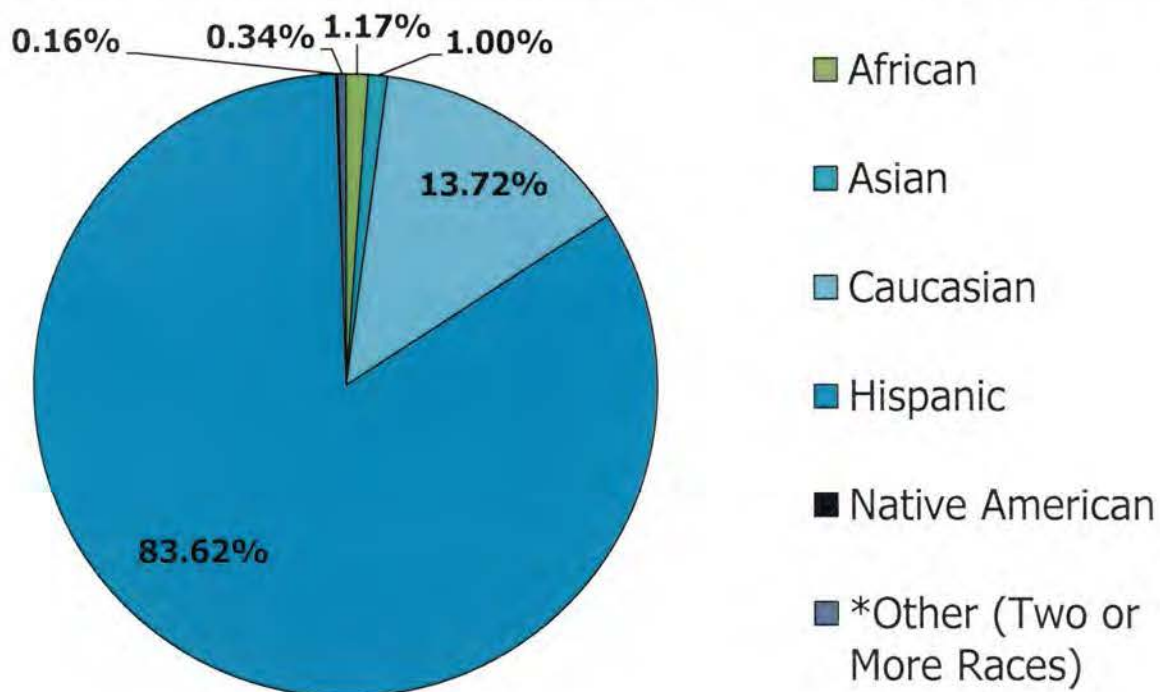


2016 Traffic Stop Data Report

Region 3 – McAllen

The following chart demonstrates the race/ethnicity population estimates for Region 3 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 3 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	28,188	1.17%
Asian	24,041	1.00%
Caucasian	330,641	13.72%
Hispanic	2,015,178	83.62%
Middle Eastern	--	--
Native American	3,755	0.16%
Other*	8,263	0.34%
TOTAL	2,410,066	100.00%

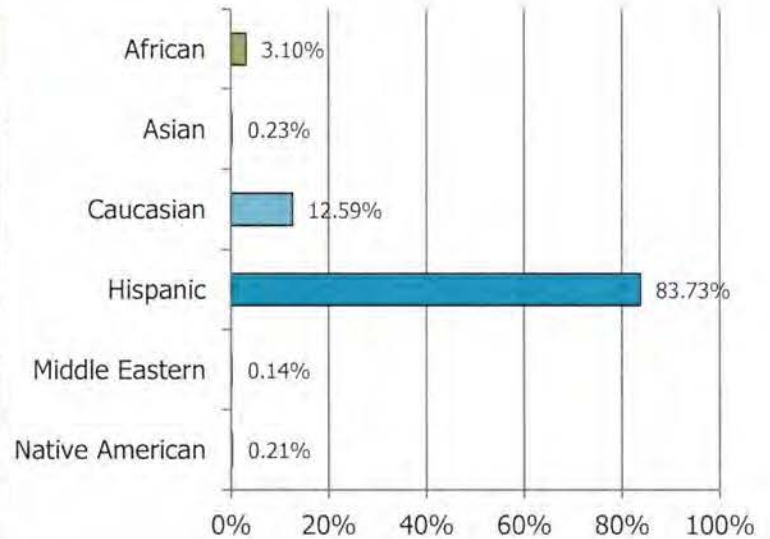




2016 Traffic Stop Data Report

Region 3 – McAllen

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	134	3.10%
Asian	10	0.23%
Caucasian	545	12.59%
Hispanic	3,624	83.73%
Middle Eastern	6	0.14%
Native American	9	0.21%
Total	4,328	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	52	12	64
Asian	8	0	8
Caucasian	189	48	237
Hispanic	714	254	968
Middle Eastern	1	0	1
Native American	5	1	6
TOTAL	969	315	1,284

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	108	24	2	134
Asian	8	2	0	10
Caucasian	456	81	8	545
Hispanic	3,157	135	332	3,624
Middle Eastern	5	1	0	6
Native American	6	1	2	9
TOTAL	3,740	244	344	4,328



2016 Traffic Stop Data Report

Region 4 – El Paso

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 4 Population
African	15,951	5.24%	3.63%
Asian	3,757	1.23%	1.23%
Caucasian	90,269	29.67%	26.80%
Hispanic	191,941	63.08%	67.09%
Middle Eastern	2,110	0.69%	--
Native American	237	0.08%	0.36%
Other	0	0.00%	0.89%
TOTAL	304,265	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 4 Population
African	5,416	6.24%	3.63%
Asian	1,156	1.33%	1.23%
Caucasian	25,716	29.65%	26.80%
Hispanic	53,797	62.02%	67.09%
Middle Eastern	567	0.65%	--
Native American	86	0.10%	0.36%
Other	0	0.00%	0.89%
TOTAL	86,738	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 4 Population
African	10,535	4.84%	3.63%
Asian	2,601	1.20%	1.23%
Caucasian	64,553	29.68%	26.80%
Hispanic	138,144	63.51%	67.09%
Middle Eastern	1,543	0.71%	--
Native American	151	0.07%	0.36%
Other	0	0.00%	0.89%
TOTAL	217,527	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	29
No	304,236

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 4 Population
African	156	9.23%	3.63%
Asian	16	0.95%	1.23%
Caucasian	354	20.93%	26.80%
Hispanic	1,154	68.24%	67.09%
Middle Eastern	11	0.65%	--
Native American	0	0.00%	0.36%
Other	0	0.00%	0.89%
TOTAL	1,691	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 4 Population
African	244	15.10%	3.63%
Asian	6	0.37%	1.23%
Caucasian	454	28.09%	26.80%
Hispanic	898	55.57%	67.09%
Middle Eastern	11	0.68%	--
Native American	3	0.19%	0.36%
Other	0	0.00%	0.89%
TOTAL	1,616	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 4 Population
African	17	4.61%	3.63%
Asian	0	0.00%	1.23%
Caucasian	127	34.42%	26.80%
Hispanic	220	59.62%	67.09%
Middle Eastern	2	0.54%	--
Native American	3	0.81%	0.36%
Other	0	0.00%	0.89%
TOTAL	369	100.00%	100.00%

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian includes Pacific Islander; African includes Black and African American.

Other includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

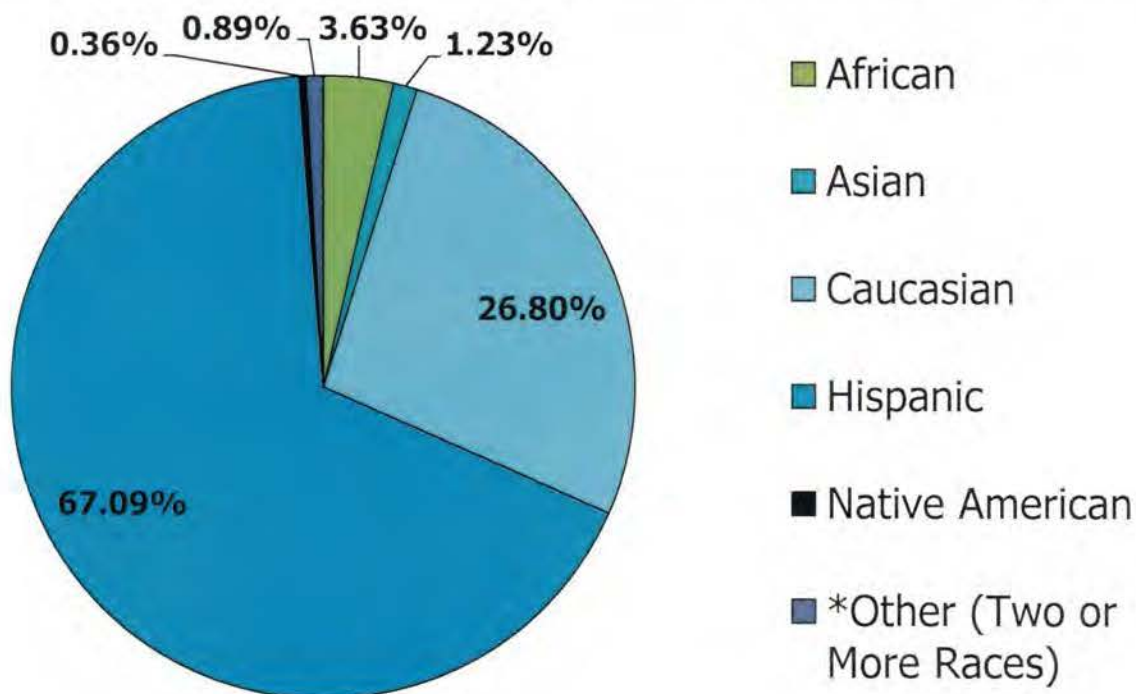


2016 Traffic Stop Data Report

Region 4 – El Paso

The following chart demonstrates the race/ethnicity population estimates for Region 4 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 4 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	54,331	3.63%
Asian	18,436	1.23%
Caucasian	401,651	26.80%
Hispanic	1,005,419	67.09%
Middle Eastern	--	--
Native American	5,447	0.36%
Other*	13,290	0.89%
TOTAL	1,498,574	100.00%



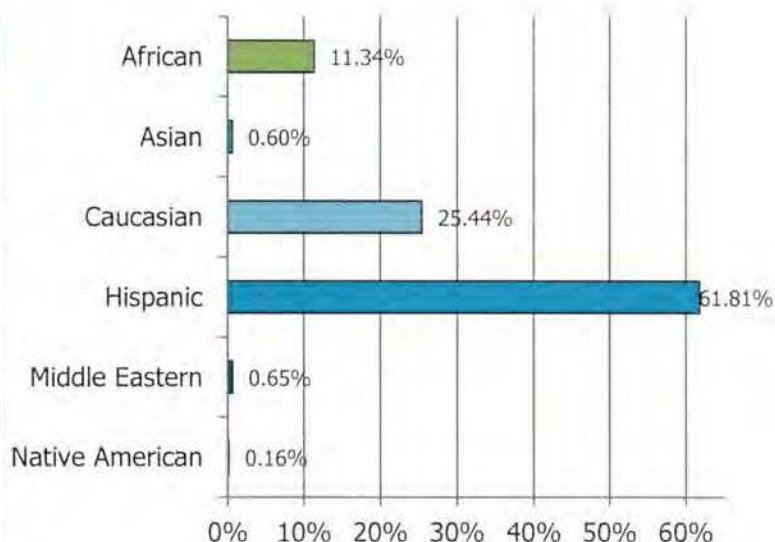


2016 Traffic Stop Data Report

Region 4 – El Paso

TOTAL VEHICLE SEARCHES

Race/Ethnicity	Total	Percentage
African	417	11.34%
Asian	22	0.60%
Caucasian	935	25.44%
Hispanic	2,272	61.81%
Middle Eastern	24	0.65%
Native American	6	0.16%
Total	3,676	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED

Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	171	21	192
Asian	8	0	8
Caucasian	451	33	484
Hispanic	753	133	886
Middle Eastern	9	2	11
Native American	3	2	5
TOTAL	1,395	191	1,586

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE

Race/Ethnicity	Texas	Out Of State	Other	Total
African	246	169	2	417
Asian	15	7	0	22
Caucasian	642	287	6	935
Hispanic	1,800	353	119	2,272
Middle Eastern	9	13	2	24
Native American	2	4	0	6
TOTAL	2,714	833	129	3,676



2016 Traffic Stop Data Report

Region 5 – Lubbock

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 5 Population
African	18,416	6.76%	5.71%
Asian	4,486	1.65%	1.83%
Caucasian	167,385	61.45%	59.38%
Hispanic	79,090	29.04%	31.22%
Middle Eastern	2,504	0.92%	--
Native American	507	0.19%	0.52%
Other	0	0.00%	1.34%
TOTAL	272,388	100.00%	100.00%

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 5 Population
African	259	13.60%	5.71%
Asian	31	1.63%	1.83%
Caucasian	775	40.70%	59.38%
Hispanic	817	42.91%	31.22%
Middle Eastern	16	0.84%	--
Native American	6	0.32%	0.52%
Other	0	0.00%	1.34%
TOTAL	1,904	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 5 Population
African	6,994	8.75%	5.71%
Asian	1,510	1.89%	1.83%
Caucasian	41,501	51.91%	59.38%
Hispanic	28,869	36.11%	31.22%
Middle Eastern	915	1.14%	--
Native American	163	0.20%	0.52%
Other	0	0.00%	1.34%
TOTAL	79,952	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 5 Population
African	562	16.84%	5.71%
Asian	37	1.11%	1.83%
Caucasian	1,628	48.79%	59.38%
Hispanic	1,084	32.48%	31.22%
Middle Eastern	15	0.45%	--
Native American	11	0.33%	0.52%
Other	0	0.00%	1.34%
TOTAL	3,337	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 5 Population
African	11,422	5.94%	5.71%
Asian	2,976	1.55%	1.83%
Caucasian	125,884	65.42%	59.38%
Hispanic	50,221	26.10%	31.22%
Middle Eastern	1,589	0.83%	--
Native American	344	0.18%	0.52%
Other	0	0.00%	1.34%
TOTAL	192,436	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 5 Population
African	73	9.37%	5.71%
Asian	9	1.16%	1.83%
Caucasian	345	44.29%	59.38%
Hispanic	348	44.67%	31.22%
Middle Eastern	3	0.39%	--
Native American	1	0.13%	0.52%
Other	0	0.00%	1.34%
TOTAL	779	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	82
No	272,306

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian includes Pacific Islander; African includes Black and African American.

Other includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

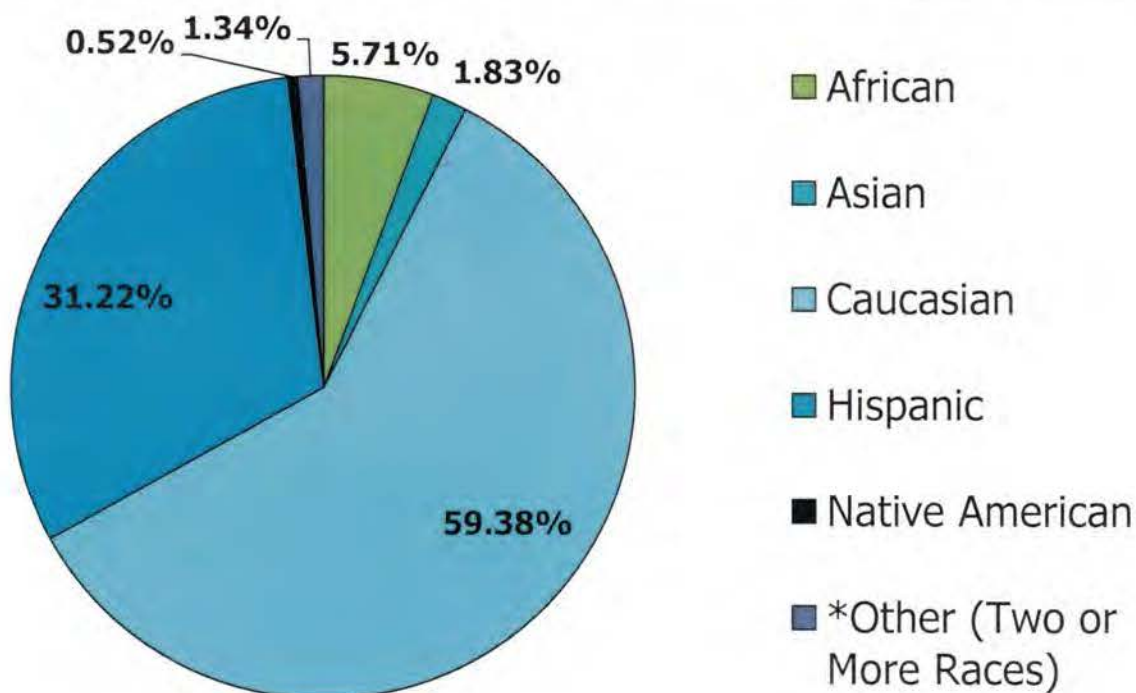


2016 Traffic Stop Data Report

Region 5 – Lubbock

The following chart demonstrates the race/ethnicity population estimates for Region 5 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 5 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	81,019	5.71%
Asian	25,933	1.83%
Caucasian	842,253	59.38%
Hispanic	442,808	31.22%
Middle Eastern	--	--
Native American	7,361	0.52%
Other*	18,967	1.34%
TOTAL	1,418,341	100.00%

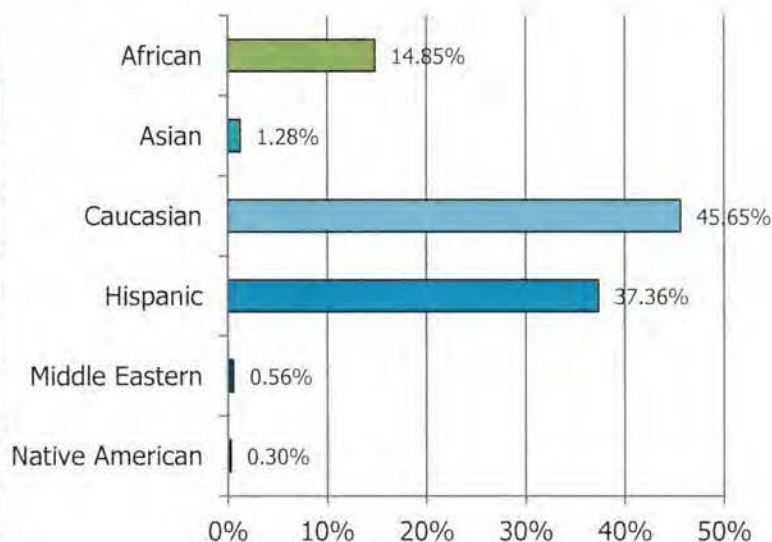




2016 Traffic Stop Data Report

Region 5 – Lubbock

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	894	14.85%
Asian	77	1.28%
Caucasian	2,748	45.65%
Hispanic	2,249	37.36%
Middle Eastern	34	0.56%
Native American	18	0.30%
Total	6,020	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	460	59	519
Asian	29	7	36
Caucasian	1,561	158	1,719
Hispanic	890	172	1,062
Middle Eastern	12	2	14
Native American	9	2	11
TOTAL	2,961	400	3,361

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	562	331	1	894
Asian	33	42	2	77
Caucasian	1,732	1,003	13	2,748
Hispanic	1,672	455	122	2,249
Middle Eastern	20	12	2	34
Native American	0	18	0	18
TOTAL	4,019	1,861	140	6,020



2016 Traffic Stop Data Report

Region 6 – San Antonio

Based upon available data from January 1 through December 31, 2016, DPS Troopers made traffic stops, issued citations, warnings, and/or conducted searches of vehicles as follows:

TOTAL STOPS			
Race/Ethnicity	DPS Total Traffic Stops	% of Total Stops	% of Region 6 Population
African	32,105	10.15%	7.95%
Asian	5,270	1.67%	3.47%
Caucasian	155,138	49.06%	46.05%
Hispanic	120,440	38.09%	40.59%
Middle Eastern	3,014	0.95%	--
Native American	243	0.08%	0.30%
Other	0	0.00%	1.63%
TOTAL	316,210	100.00%	100.00%

CITATION STOPS			
Race/Ethnicity	DPS Citations Traffic Stops	% of Citation Stops	% of Region 6 Population
African	13,500	11.11%	7.95%
Asian	2,233	1.84%	3.47%
Caucasian	53,407	43.97%	46.05%
Hispanic	50,980	41.97%	40.59%
Middle Eastern	1,250	1.03%	--
Native American	102	0.08%	0.30%
Other	0	0.00%	1.63%
TOTAL	121,472	100.00%	100.00%

WARNING STOPS			
Race/Ethnicity	DPS Warning Traffic Stops	% of Warning Stops	% of Region 6 Population
African	18,605	9.55%	7.95%
Asian	3,037	1.56%	3.47%
Caucasian	101,731	52.24%	46.05%
Hispanic	69,460	35.67%	40.59%
Middle Eastern	1,764	0.91%	--
Native American	141	0.07%	0.30%
Other	0	0.00%	1.63%
TOTAL	194,738	100.00%	100.00%

TRAFFIC STOPS – PRIOR KNOWLEDGE	
Race/Ethnicity Known Prior to Stop	
Yes	2,751
No	313,459

CONSENT VEHICLE SEARCHES			
Race/Ethnicity	Consent Searches	% of Consent Searches	% of Region 6 Population
African	231	12.88%	7.95%
Asian	12	0.67%	3.47%
Caucasian	618	34.45%	46.05%
Hispanic	924	51.51%	40.59%
Middle Eastern	7	0.39%	--
Native American	2	0.11%	0.30%
Other	0	0.00%	1.63%
TOTAL	1,794	100.00%	100.00%

PROBABLE CAUSE VEHICLE SEARCHES			
Race/Ethnicity	Probable Cause Searches	% of Probable Cause Searches	% of Region 6 Population
African	756	25.07%	7.95%
Asian	25	0.83%	3.47%
Caucasian	1,100	36.47%	46.05%
Hispanic	1,123	37.23%	40.59%
Middle Eastern	12	0.40%	--
Native American	0	0.00%	0.30%
Other	0	0.00%	1.63%
TOTAL	3,016	100.00%	100.00%

ALL OTHER VEHICLE SEARCHES			
Race/Ethnicity	All Other Searches	% of All Other Searches	% of Region 6 Population
African	148	8.61%	7.95%
Asian	2	0.12%	3.47%
Caucasian	769	44.74%	46.05%
Hispanic	797	46.36%	40.59%
Middle Eastern	2	0.12%	--
Native American	1	0.06%	0.30%
Other	0	0.00%	1.63%
TOTAL	1,719	100.00%	100.00%

DPS Traffic Stop Data as of 02/06/2017.

Race/Ethnicity categories were aligned with Texas Code of Criminal Procedure Article 2.132 in November 2015, including the addition of Middle Eastern.

Asian includes Pacific Islander; African includes Black and African American.

Other includes Other and Unknown Race/Ethnicity, which are no longer options as of November 2015.

All Other Vehicle Searches include: Crash, Incident to Arrest, Inventory, and Search Warrant.

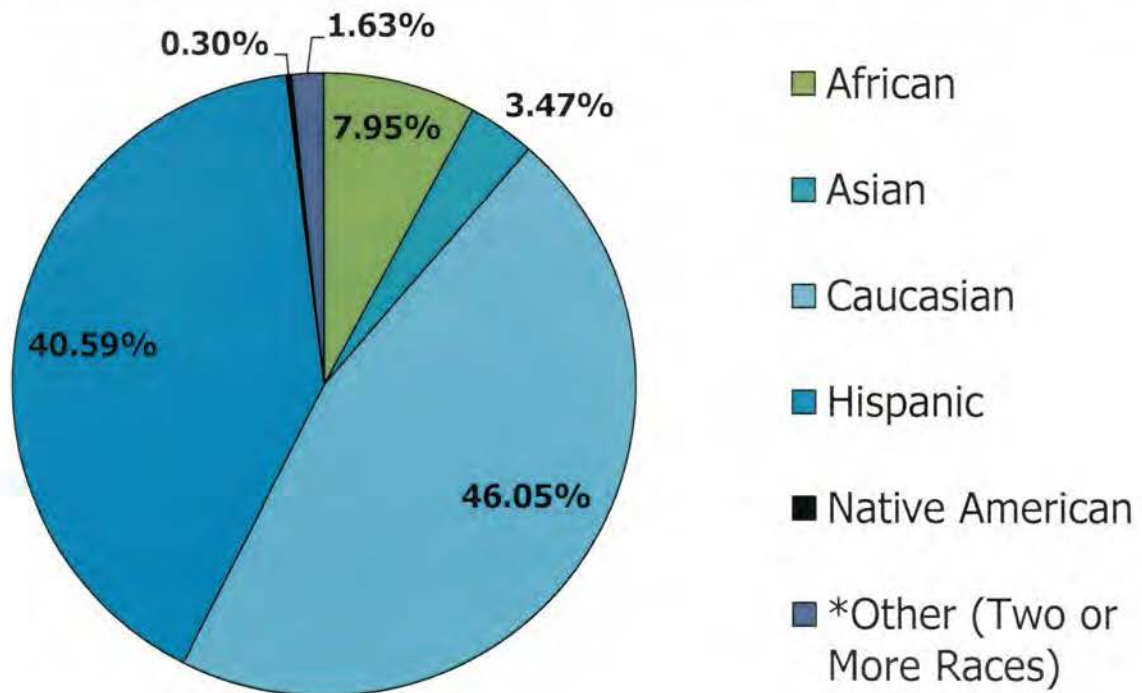


2016 Traffic Stop Data Report

Region 6 – San Antonio

The following chart demonstrates the race/ethnicity population estimates for Region 6 as determined by the official 2015 Population Estimate published by the United States Census Bureau.

REGION 6 - 2015 POPULATION ESTIMATE		
Race/Ethnicity	Total Persons	Percentage
African	449,008	7.95%
Asian	195,860	3.47%
Caucasian	2,599,824	46.05%
Hispanic	2,291,508	40.59%
Middle Eastern	--	--
Native American	17,153	0.30%
Other*	92,264	1.63%
TOTAL	5,645,617	100.00%

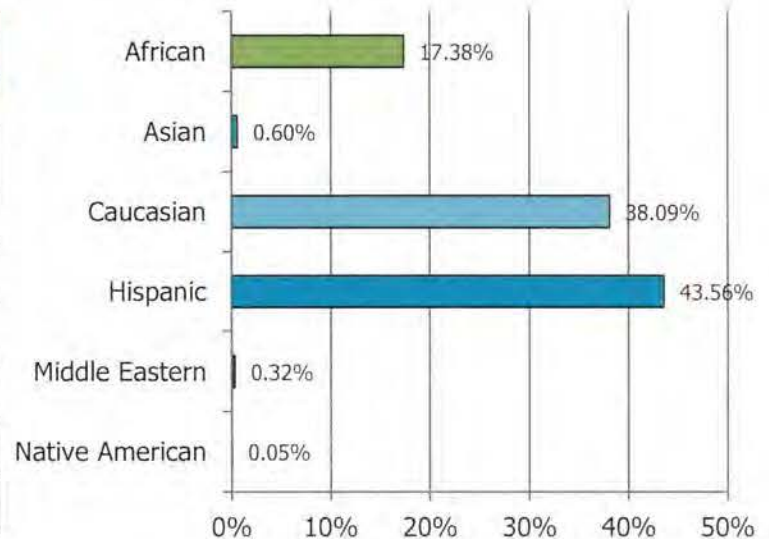




2016 Traffic Stop Data Report

Region 6 – San Antonio

TOTAL VEHICLE SEARCHES		
Race/Ethnicity	Total	Percentage
African	1,135	17.38%
Asian	39	0.60%
Caucasian	2,487	38.09%
Hispanic	2,844	43.56%
Middle Eastern	21	0.32%
Native American	3	0.05%
Total	6,529	100.00%



NON-TRAFFIC CRIMINAL ARRESTS WITH VEHICLE SEARCH CONDUCTED			
Race/Ethnicity	Drug Arrests with Search Conducted	Other Criminal Arrests with Search Conducted	Total Criminal Arrests with Search Conducted
African	523	119	642
Asian	22	1	23
Caucasian	1,038	206	1,244
Hispanic	910	234	1,144
Middle Eastern	7	2	9
Native American	1	1	2
TOTAL	2,501	563	3,064

A non-traffic criminal offense is a criminal offense that is not classified as a traffic offense. These criminal offenses include violations that may range from minor in possession of an alcoholic beverage to murder.

VEHICLE SEARCHES BY DRIVER LICENSE STATE				
Race/Ethnicity	Texas	Out Of State	Other	Total
African	1,039	90	6	1,135
Asian	33	6	0	39
Caucasian	2,293	183	11	2,487
Hispanic	2,548	98	198	2,844
Middle Eastern	11	6	4	21
Native American	2	1	0	3
TOTAL	5,926	384	219	6,529

Exhibit 3

05.98.00 INTERACTION WITH FEDERAL IMMIGRATION OFFICERS

98.01 General Policy. In the course of enforcing state law, DPS officers will cooperate and assist federal immigration officers through the exchange of information, through the referral of lawfully detained or arrested individuals when appropriate and by providing enforcement assistance to federal immigration officers as reasonable and necessary. DPS commissioned officers are not primarily responsible for the enforcement of federal immigration law. DPS officers will not independently enforce provisions of the Immigration and Nationality Act regulating the removal of any person unlawfully present in the United States. In carrying out this general policy, officers will observe the following:

98.02 Initial Contact. DPS officers will not stop, detain or arrest any person based upon that person's immigration status or suspected immigration status. Individuals presenting a valid Texas Driver License or DPS issued Identification Card will be assumed to have lawful presence in the United States.

98.03 Immigration Status Inquiries. DPS officers will inquire about the immigration status of legally detained individuals when information discovered in the course of the officer's investigation of a possible violation of state law, including an inability to identify the individual subject to investigation, causes the officer to reasonably suspect that the person is unlawfully present in the United States.

98.04 Consultation with Federal Immigration Officers. DPS officers will immediately attempt to contact a federal immigration officer if during a lawful detention justified by a suspected violation of state law the officer discovers information causing a reasonable suspicion that a person is unlawfully present in the United States.

98.05 Reasonable Detention. A DPS officer may prolong a detention beyond the time necessary to address the suspected state law violation that initially justified a detention only:

1. To investigate reasonable suspicion of additional state law violations developed during the detention; or
2. Upon the request, instruction or approval of a federal immigration officer contacted pursuant to section 05.98.04.

Under no circumstances may an officer detain an individual in a manner or for a duration that is unreasonable under the totality of circumstances.

98.06 Discrimination Prohibited. Officers may not subject members of any particular group to routine inquiries regarding immigration status based on considerations of race, color, religion, language or national origin.

98.07 Immigration Inquiries to Crime Victim or Witness. In the course of investigating an alleged criminal offense a DPS officer may inquire as to the nationality or immigration status of a victim or witness to the offense only if necessary to investigate the offense or to provide the victim or witness with information about federal visas designed to protect individuals providing assistance to law enforcement.

98.08 Dignified Treatment of all People. DPS officers must treat all people with whom they interact, including people who may be present in the United States without authorization, with dignity and respect and in a manner that is consistent with the DPS motto of Courtesy, Service and Protection.